

U.S. Patent Application Serial No. **10/566,085**
Amendment filed April 2, 2010
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AMENDMENTS TO THE CLAIMS:

Please cancel claim 6 without prejudice or disclaimer, as follows. This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

Claims 1-2 (Canceled).

Claim 3 (Previously presented): A biologically pure culture of *Lactobacillus casei* strain FERM BP-10059 (FERM P-19443).

Claim 4 (Previously presented): A lactobacillus preparation comprising:
freeze-dried bacterial cells or wet bacterial cells of the biologically pure culture of the *Lactobacillus casei* strain according to claim 3; and
a preservative.

Claims 5-20 (Canceled).